

***United States Court of Appeals
for the Second Circuit***



APPENDIX

76-1071

To be argued by
DAVID J. GOTTLIEB

UNITED STATES COURT OF APPEALS
FOR THE SECOND CIRCUIT

UNITED STATES OF AMERICA,

Appellee,

-against-

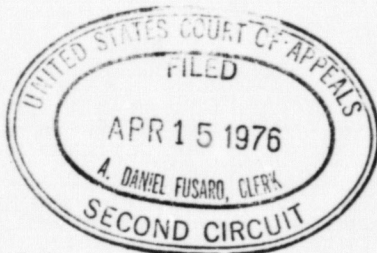
CALLIE V. BUSH,

Appellant.

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P
S*
Docket No. 76-10

APPENDIX TO APPELLANT'S BRIEF

ON APPEAL FROM A JUDGMENT
OF THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK



WILLIAM J. GALLAGHER, ESQ.,
THE LEGAL AID SOCIETY,
Attorney for Appellant
CALLIE V. BUSH
FEDERAL DEFENDER SERVICES UNIT
509 United States Court House
Foley Square
New York, New York 10007
(212) 732-2971

DAVID J. GOTTLIEB,
Of Counsel.

Felony Minor Offense Misdemeanor	JUDGE/ 0838 District Office 0838	Assigned Trial Disp./Sentence 0838	U. S. vs. BUSH, CALLIE V.	Day, Mo., Yr. 3 11 75 No. of Defdts 01	Docket No. 1048
CHARGES 18:1701			OFFENSES Obstr. of mails.		
U.S. Attorney at A.D. Alan Levine, AUSA (212) 791-1934			Defendant Thomas Concannon		
BAIL <input type="checkbox"/> Denied <input type="checkbox"/> AMT Set (000) <input type="checkbox"/> date <input type="checkbox"/> Bail Not Made <input type="checkbox"/> Bail Status Changed (See Docket)					

ARREST <input type="checkbox"/> U.S. Custody Began on Above Charges <input type="checkbox"/> Prosecution Deferred	INDICTMENT <input type="checkbox"/> Information <input type="checkbox"/> Waived <input type="checkbox"/> Superseding Indict/Info 11-3-75	ARRAIGNMENT 1st Plea 11-03-75 Final Plea	TRIAL Trial Set For <input type="checkbox"/> Not Guilty <input type="checkbox"/> Nolo <input type="checkbox"/> Guilty <input type="checkbox"/> Not Guilty <input type="checkbox"/> Nolo <input type="checkbox"/> Guilty	SENTENCE Disposition 01-15- <input checked="" type="checkbox"/> Convicted <input type="checkbox"/> Acquitted <input type="checkbox"/> Dismissed <input type="checkbox"/> Nollo/Discontinued
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SEARCH WARRANT	ISSUED	DATE	INITIAL/No.	INITIAL APPEARANCE	INITIAL/No.	OUTCOME
	Return			PRELIMINARY EXAMINATION OR REMOVAL HEARING		<input type="checkbox"/> Dismissed <input type="checkbox"/> Held for District GJ <input type="checkbox"/> Held to Answer to U. S. District Court AT: Magistrate's Initials
SUMMONS	Issued			<input type="checkbox"/> Waived <input type="checkbox"/> Not Waived <input type="checkbox"/> Intervening Indictment		
	Served					
ARREST WARRANT				Tape No.	INITIAL/No.	
COMPLAINT						
OFFENSE (In Complaint)						

DATE	PROCEEDINGS	V. Excludable Ds
11-3-75	Filed information. Superseding 75 Cr 468 and referred to Cooper, J.	
11-03-75	Non-jury trial begun before Cooper, J. /Court directs entry of N/G Plea. Trial concluded. Deft. found guilty. Pre-sentence report ordered. Probation notified. Sentence 12-17-75 at 10:00 A.M. Deft. R.O.R.....Cooper, J.	
01-15-76	Filed JUDGMENT & ORDER OF PROBATION (atty present) The deft. is hereby committed to the custody of the Attorney General or his authorized representative for imprisonment for a period of SIX (6) MONTHS. Execution of Prison Sentence Suspended, and the deft is placed on Probation for a period of TWO (2) YEARS, subject to the standing Probation Order of this Court.....Cooper, J. Issued copies 1-23-76.	
02-11-76	Filed deft's. notice of appeal from the judgment of conviction entered on 1-15-76. Mailed copies to Callie V. Bush, c/o Legal Aid Society, Room 509, U.S. Courthouse, Foley Square, N.Y.C. 10007 and U.S. Attorney's Office.	

BEST COPY AVAILABLE

AL:rs

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

75 CRIM. 1048

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UNITED STATES OF AMERICA

-v-

CALLIE V. BUSH,

Defendant.
-----x

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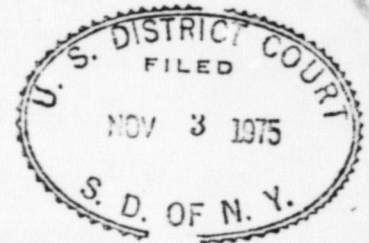
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INFORMATION

S 75 Cr.



The United States Attorney charges:

On or about February 10, 1975, in the Southern District of New York, CALLIE V. BUSH, the defendant, unlawfully, wilfully and knowingly did obstruct and retard the passage of the mail, by taking from a mail sorting tray a letter addressed to Carter Riley Club, 505 8th Avenue, New York, N.Y. 10018, and deliberately failing to return it.

(Title 18, United States Code, Section 1701.)

Thomas J. Cahill
THOMAS J. CAHILL
United States Attorney

JUDGE COOPER

NOV 3 - 1975 NON JURY TRIAL BEGUN BEFORE:

Cooper, J. Trial Concluded.

Def. found guilty. Pre sentence report
Ordered. Probation notified. Sentence
December 17, 1975 at 10: AM. Def. ROR.

Cooper, J.
L

JAN 15 1976 Def. Sentenced to six (6) months.

Execution of Prison sentence suspended
+ the def. is placed on Probation
for a period of Two (2) years, subject
to the standing order of this Court.

Def. Advised of her right to
appeal.

Cooper, J.
L

CERTIFICATE OF SERVICE

April 15, 1976

I certify that a copy of this brief and appendix has been mailed to the United States Attorney for the Southern District of New York.

Samuel P. Holtz